

any moneys in the State Treasury not otherwise appropriated from the General Revenue Funds, to be used by the Secretary of State for the purpose of publishing the proposed Constitutional Amendments passed by the Forty-ninth Legislature.

Sec. 2. The importance of this legislation and the crowded condition of the calendar create an emergency and imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall be in force and effect from and after its passage, and it is so enacted.

Passed by the House, May 11, 1945: Yeas 118, Nays 0; passed by the Senate, May 21, 1945: Yeas 28, Nays 0.

Approved May 23, 1945.

Effective May 23, 1945.

## APPROPRIATIONS—PUBLIC JUNIOR COLLEGES

### CHAPTER 234<sup>35</sup>

S. B. No. 67

An Act providing for and regulating appropriations for moneys in the State Treasury not otherwise appropriated to supplement local funds for the support, maintenance, operation, and improvement of the Public Junior Colleges of Texas as named in this Act; providing all funds allocated under the provisions of this Act with the exception of those necessary for paying the costs of audits as provided herein shall be used exclusively for the purpose of paying salaries of the instructional forces of the several institutions; providing for an annual appropriation of Three Hundred Forty-Three Thousand and Eight Hundred Dollars (\$343,800.00), for each of the fiscal years beginning September 1, 1945, and September 1, 1946, respectively, and for allocation thereof; determining the eligibility of a Public Junior College and providing for collection of certain fees from students; defining the term "full-time student" and excepting certain students; providing for disposition of unused funds; providing no funds shall be paid to any institution under the provisions of this Act until payment has been approved by the State Auditor after he has audited the books and providing the cost of auditing the books for the institution shall be paid out of the funds allocated herein; and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

Section 1. There shall be appropriated biennially from moneys in the State Treasury not otherwise appropriated an amount sufficient to supplement local funds in the proper support, maintenance, operation, and improvement of the Public Junior Colleges of Texas, which meet the standards as herein provided; and said sum shall be allocated on a basis and in a manner hereinafter provided.

Sec. 2. To be eligible for and to receive a proportionate share of this appropriation, a Public Junior College must be accredited as a first class Junior College by the State Department of Education and the State Department of Education is hereby authorized to set up rules and provisions by which Public Junior Colleges may be inspected and accredited. And provided further that to be eligible to participate in any biennial appropriation, each Public Junior College shall offer a minimum of twenty-four (24) semester hours of vocational and/or terminal courses. And provided that in order to be eligible to participate in any biennial appropriation each Public Junior College shall have complied with all

<sup>35</sup> Vernon's Ann.Civ.St., art. 2815j—2.

existing laws, rules, and regulations governing the establishment and maintenance of Public Junior Colleges. It shall be mandatory that each institution participating in the funds herein provided shall collect from each pupil enrolled, matriculation and other session fees not less than the amounts provided for by law and by other State-supported institutions of higher learning. Provided that all of the funds allocated under the provisions of this Act, with the exception of those necessary for paying the costs of audits as provided herein, shall be used exclusively for the purpose of paying salaries of the instructional forces of the several institutions.

Sec. 3. There is hereby appropriated for the support, maintenance, operation and improvement of the Public Junior Colleges of Texas as named herein, the sum of Three Hundred Forty-Three Thousand and Eight Hundred Dollars (\$343,800.00) for the fiscal year beginning September 1, 1945; and the sum of Three Hundred Forty-Three Thousand and Eight Hundred Dollars (\$343,800.00) for the fiscal year beginning September 1, 1946; and providing further that this appropriation shall be apportioned among the following Junior Colleges;

Blinn Junior College at Brenham;  
Brownsville Junior College at Brownsville;  
Hillsboro Junior College at Hillsboro;  
Amarillo Junior College at Amarillo;  
Clarendon Junior College at Clarendon;  
Hardin Junior College at Wichita Falls;  
Paris Junior College at Paris;  
Texarkana Junior College at Texarkana;  
Corpus Christi Junior College at Corpus Christi;  
San Antonio Junior College at San Antonio;  
Kilgore Junior College at Kilgore;  
Ranger Junior College at Ranger;  
Edinburg Junior College at Edinburg;  
Gainesville Junior College at Gainesville;  
Temple Junior College at Temple;  
Victoria Junior College at Victoria;  
Lee Junior College at Goose Creek;  
Lamar Junior College at Beaumont;  
Tyler Junior College at Tyler;  
San Angelo Junior College at San Angelo;  
Cisco Junior College at Cisco;

University of Houston, Houston, Texas, Junior College Division, freshman and sophomore students only.

Provided that each of the above Public Junior Colleges shall qualify within the requirements of this Act; and provided further that the funds here appropriated shall be disbursed to and distributed among the Public Junior Colleges which qualify to receive it on the basis of Sixty Dollars (\$60.00) per capita for each full-time student per scholastic year or equivalent thereof if the calendar year is divided into more than two (2) terms; provided that the term "full-time student" shall not include members of the Armed Forces of the United States of America and auxiliaries thereof or members of the Armed Forces Reserve of the United States of America and auxiliaries thereof and any other students whose expenses are paid by the United States Government and providing that "full-time student" as herein used is defined as a student doing fifteen (15) semester hours of work, or equivalent thereof, and that the number of full-time students enrolled in any school to be benefited by this Act shall be determined by dividing the total number of semester hours of work carried by all students of the school, as of November

1st. in any fiscal year, by fifteen (15) or the equivalent thereof in terms of semester hours.

Sec. 4. Any amount appropriated and not used during the fiscal year beginning September 1, 1945, and ending August 31, 1946, is herein placed to the credit of said Public Junior Colleges to be used as other appropriations during the next fiscal year. Any amount appropriated and not used during the fiscal year beginning September 1, 1946, and ending August 31, 1947, shall revert to the General Revenue Fund of the State of Texas.

Sec. 4a. No funds shall be paid to any institution under the provisions of this Act until the payment has been approved by the State Auditor after he has audited the books of the institution. The cost of such audit shall be paid out of the funds allocated herein.

Sec. 5. The fact that local funds now made available for the support, maintenance and operation of all Public Junior Colleges are inadequate to provide the educational facilities which are needed by students of such institutions creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate, April 16, 1945: by a viva voce vote; May 21, 1945,

Senate concurred in House amendments, by a viva voce vote; passed the House, with amendments, May 2, 1945: Yeas 117, Nays 1.

Approved May 24, 1945.

Effective 90 days after June 5, 1945, date of adjournment.

## MARKS AND BRANDS

### CHAPTER 235

S. B. No. 309

An Act to amend Article 6899, Title 121, Chapter 1, Revised Civil Statutes of the State of Texas, Acts 1943, 48th Legislature, page 471, Chapter 315, Section 1, by adding a new section thereto entitled "Section 1a"; providing for the ownership of more than one brand and/or mark by a single owner, and for the recording of more than one brand and/or mark by a single owner; repealing all laws and parts of laws in conflict herewith; providing for a saving clause and declaring an emergency.

*Be it enacted by the Legislature of the State of Texas:*

Section 1. That Article 6899, Title 121, Chapter 1, Revised Civil Statutes of the State of Texas, Acts 1943, 48th Legislature, page 471, Chapter 315, Section 1, be and the same is hereby amended<sup>36</sup> by adding a new section at the end thereof to be known as "Section 1a", which shall read as follows:

"Sec. 1a. At any place in the above and foregoing section of Article 6899 where the words 'brand and/or mark' are used singularly, such words or language shall be construed as having a plural meaning and interpretation, so that hereafter any legal owner may have and own and record one or more brands and/or marks by otherwise complying with all the other provisions of this Article."

Sec. 2. Except as is amended in "Section 1a", above, all the other provisions, words, and language of Article 6899 are hereby re-enacted.

<sup>36</sup> Vernon's Ann.Civ.St., art. 6899.